

"Amend on page 3, line 27, by striking out 'twenty,' and insert 'five.'"

The bill was read, and adopted.

Senator Hanger offered the following amendment:

"Amend the bill by striking out line 12, page 1 (enacting clause)."

The amendment was read, and adopted.

SUBSTITUTE SENATE BILL NO. 252 —CORSIKANA CHARTER.

On motion of Senator Faulk, the special order of business (Senate bill No. 158) was suspended, and the Senate took up, out of its order, Substitute Senate bill No. 252.

The Chair laid before the Senate, on its second reading,

Substitute Senate bill No. 252, A bill to be entitled "An Act to incorporate the city of Corsicana, in Navarro county, Texas, thereof, and to provide for its government and the management of its affairs."

Senator Faulk moved to adopt the committee report.

The motion prevailed.

Bill was read second time, and ordered engrossed.

On motion of Senator Faulk, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—22.

Brachfield.	Lipscomb.
Cain.	Martin.
Davidson of	McKamy.
DeWitt.	Mills.
Decker.	Morris.
Faulk.	Paulus.
Faust.	Perkins.
Hanger.	Savage.
Harbison.	Sebastian.
Harper.	Stafford.
Hicks.	Willacy.
Hill.	

Absent.

Beaty.	Grinnan.
Davidson of	Hale.
Galveston.	Henderson.
Douglass.	Wilson.
Faubion.	

Absent—Excused.

Patteson.

The bill was read third time, and passed by the following vote:

Yeas—23.

Brachfield.	Faulk.
Cain.	Faust.
Davidson of	Hanger.
DeWitt.	Harbison.
Decker.	Harper.

Henderson.
Hicks.
Hill.
Lipscomb.
Martin.
McKamy.
Mills.

Morris.
Paulus.
Perkins.
Savage.
Sebastian.
Stafford.
Willacy.

Absent.

Beaty.	Faubion.
Davidson of	Grinnan.
Galveston.	Hale.
Douglass.	Wilson.

Absent—Excused.

Patteson.

Senator Faulk moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

ADJOURNMENT.

On motion of Senator Stafford, the Senate, at 4:45 o'clock, adjourned until tomorrow morning at 10 o'clock.

THIRTY-SIXTH DAY.

Senate Chamber,
Austin, Tex., Thursday, March 12, 1903.

Senate met pursuant to adjournment.

Lieutenant Governor Geo. D. Neal in the chair.

Roll call. Quorum present, the following Senators answering to their names:

Beaty.	Hicks.
Brachfield.	Hill.
Cain.	Lipscomb.
Davidson of	Martin.
DeWitt.	McKamy.
Decker.	Mills.
Douglass.	Morris.
Faubion.	Paulus.
Faulk.	Perkins.
Faust.	Savage.
Grinnan.	Sebastian.
Hanger.	Stafford.
Harbison.	Willacy.
Harper.	Wilson.
Henderson.	

Absent.

Davidson of	Hale.
Galveston.	

Absent—Excused.

Patteson.

ROLL CALL OF OFFICERS AND EMPLOYEES.

Present.

Clyde D. Smith.
W. E. DeLamar.

R. M. Gilmore.
 Amos Wynne.
 W. M. Cobb.
 Eldred McKinnon.
 Mrs. Laura V. Grinnan.
 F. P. Smith.
 Miss Lucy Lane.
 C. H. Allen.
 D. F. Hughes.
 Frank Mullins.
 C. J. Kirk.
 Rev. I. S. Davenport.
 Miss May Fant Odom.
 J. C. Son.
 Miss Georgia Sturgiss.
 Mrs. Hattie Yarbrough.
 Mrs. Hope M. Hawkins.
 Miss Emily Holcomb.
 Mrs. J. R. Van Orden.
 Miss Bessie Goldstein.
 W. T. Pace.
 W. A. Shaw, Jr.
 Lucien Goss.
 Miss L. Stanley.
 H. Davenport.
 Charlie Lane.
 Willie Gibson.
 Henry Paulus.
 Everett Thornhill.
 James Sebastian.
 Willie Gray.
 Jamie Snipes.
 Ed Underhill.
 Will Bartley.
 Reed Pierson.
 Dan Edwards.
 Josh Pyles.
 Ellis Monroe.
 Albert Hill.
 Mark Marsh.
 Jas. Hill.

Absent—Excused.

Walter Savage.

Prayer by the Chaplain, Rev. I. S. Davenport.

Pending the reading of the Journal of yesterday.

On motion of Senator Savage, the same was dispensed with.

PETITIONS AND MEMORIALS.

Senator Hill offered the following petition:

To the Legislature of Texas:

We, the undersigned citizens of San Angelo, Texas, respectfully solicit your honorable body to amend the game laws, Articles 520b and 520g, Penal Code, Act May 27, 1897, by striking out the proviso contained in the last two lines of said articles, which reads as follows:

"Provided, that nothing herein contained shall be construed to prohibit the

sale or shipment of wild ducks and wild geese."

During the past few years the slaughter and shipments of wild game have increased to such proportions that the absolute extinction of wild fowl seems near at hand. Many thousands of wild ducks, principally canvasbacks and redheads, are slaughtered annually as a business, and are exported to Northern cities. They are rarely offered for sale in Texas. We believe it unfair to all true sportsmen, and contrary to public policy, to permit the extermination of this species of game.

W. E. Heald, jeweler.
 E. B. Blanchard, postmaster.
 W. S. Mabson, merchant.
 W. B. Faquarhar, bookkeeper.
 W. E. Foreman, tailor.
 A. H. Ellett, merchant.
 E. H. Ray, traveling salesman.
 Geo. Allen, music dealer.
 L. W. Norcross, salesman.
 R. A. Porter, tailor.
 C. E. Stowe, wholesale dealer.
 H. S. Fowler, carpenter.
 J. T. Mace, salesman.
 Felix Probandt, printer and journalist.
 W. E. Davis, merchant.
 S. A. Hodges, salesman.
 Frank Early, clerk.
 C. O. Fakes, bookkeeper.
 J. M. Moody, blacksmith.
 A. P. Holman, druggist.
 H. D. Leffel, jeweler.
 B. W. Jones, clerk.
 J. P. Taylor, merchant.
 W. C. Johnson, merchant.
 Bob Balfaur, barber.
 J. N. Hagelstein, merchant.
 S. C. Parson, physician.
 L. E. Bates, painter.
 T. L. Clark, landman.
 A. R. Burges, attorney at law.
 W. S. Cunningham, land agent.
 Geo. Marsh, merchant.
 J. L. Abbott, superintendent of San Angelo public schools.
 J. B. Cate, with San Angelo Grocery Co.
 N. S. Rives, with First National Bank.
 B. C. Alexander, with First National Bank.
 W. H. West, with First National Bank.
 H. C. Woods.
 Geo. E. Webb, banker.
 Louis A. Heitzler, butcher.
 P. L. Comaby, janitor.
 J. W. Canon, stockman.
 Fred Beck, butcher.
 T. S. Sharpe, wool grower.
 S. M. Hull, dry goods.

Wm. C. Nolte, tailor.
 L. O. Muntz, dry goods.
 Dud Turner.
 D. Q. McCarty, stockman.
 John Freeland, merchant.
 W. J. Skinner, ranchman.
 M. O. Davis, justice of the peace.
 Chas. E. Davidson, county judge.
 B. C. Jackson, land and live stock
 commissioner.
 F. Findlater, Jr., hardware and
 well supplies.
 S. B. Kunyon, constable.

Senator Decker offered the following
 memorial:

U. S. DEPARTMENT OF AGRICULTURE,
 BUREAU OF ANIMAL INDUSTRY.

Washington, D. C., March 6, 1903.

Mr. J. G. Witherspoon, Quanah, Texas.

DEAR SIR: Replying to your letter of
 the 1st instant, I would say that the
 quarantine regulations relative to Texas
 fever have been discussed in numerous
 meetings of the Interstate Association of
 Live Stock Sanitary Boards, in which
 the States most interested, as well as
 this department, have been represented.
 It has been admitted by all the delegates
 who have had experience in the South-
 west that the Texas fever infection
 may be carried in that section across the
 quarantine line during the whole winter,
 on account of the mildness of the cli-
 mate. The farther south and nearer to
 the coast, the more likely is the con-
 tagion to be carried.

The provision in Amendment No. 9 to
 B. A. I. Order No. 101, that cattle from
 the infected district may be moved to the
 States of Virginia, North Carolina, Ten-
 nessee, Missouri, and Kansas, and the
 Territories of New Mexico and Arizona,
 as may be provided for in the regula-
 tions of these States and Territories and
 permitted by the local authorities in
 charge, was made as a recognition of the
 fact that to take cattle into these States
 and Territories during the month of Jan-
 uary involves danger of spreading the
 disease. It was understood that these
 States and Territories had regulations
 for guarding against this danger, but it
 was provided that in the absence of such
 local regulations and permission no cat-
 tle from the infected district should be
 allowed to go into these States and Ter-
 ritories except for immediate slaughter.

By amendment No. 19 to B. A. I. Or-
 der No. 93, issued October 22, 1902, a
 provision was made for moving cattle
 from the quarantined district to other
 parts of Texas and Oklahoma from No-
 vember 1 to December 31, 1902, under
 the State and Territorial regulations,

and in the absence of such local regula-
 tions and permission all such movement
 of cattle was prohibited. It was consid-
 ered necessary in Texas and Oklahoma
 to stop this movement of cattle even
 under inspection, by the first of January,
 while it was thought it could be contin-
 ued in the other States and Territories
 mentioned until the first of February,
 and in other parts of the United States
 where the climatic conditions were dif-
 ferent the movement was allowed even
 in the absence of inspection, because
 owing to the more rigorous winters the
 ticks carried in the winter are not able
 to reproduce themselves and spread the
 disease.

The fact that infection can be carried
 across the line even in the winter time
 in Texas is abundantly proved by the in-
 fection which now exists west of the line
 and which has been a great source of
 anxiety to this department for several
 years. There are several counties above
 the line which it has been necessary to
 keep under special restrictions in order
 to prevent the spread of disease, and
 these counties were undoubtedly infected
 by moving cattle during the open season.

It is my judgment, based upon reports
 of our most careful inspectors, and the
 representations of State officials who
 have investigated the subject, that in-
 spection should be required of all cattle
 going across the quarantine line in Texas
 during any month in the winter, and
 that even with inspection some contagion
 may be carried.

Of course, the object of this depart-
 ment in maintaining a line across Texas
 and in co-operating for inspection of cat-
 tle crossing it during the open season
 has been to protect Western Texas from
 infection. If the territory west of the
 line becomes infected to any greater ex-
 tent than it is at present, it will be ab-
 solutely necessary to move the line, and
 this we hesitate to do because of its in-
 jury to cattle interests in your State.
 We have been trying all along to make
 the restrictions just as limited as pos-
 sible and at the same time protect cat-
 tle in other parts of the country. But it
 should be remembered by your people
 that it is the duty of the department to
 protect the cattle of other States, and
 that it must go as far in its regulations
 as is required for this purpose.

Very respectfully,

D. E. SALMON,
 Chief of Bureau.

Senator Mills offered the following
 petition:

*To the Railroad Commissioners, Austin,
 Texas.*

GENTLEMEN: The undersigned resi-

dents and citizens of Ross, McLennan county, Texas, do hereby make application to you to cause the Houston & Texas Central Railroad Company and the Texas Central Railroad Company to open depots and keep agents in same at this place.

This being the terminus of the former road, which has a depot and side track, but no agent.

Ross is located about midway between Waco and Aquilla, a distance of twenty-two (22) miles, on the Texas Central Railroad, which has no depot or agent between said places.

W. J. Duffel.
M. M. Kennedy.
T. J. Burns.
Dock Starr.
R. D. Weaver.
G. W. Sanders.
C. S. Joines.
J. W. Starr.
P. R. Cline.
M. McAlister.
J. R. Cook.
Joseph Pareje.
H. F. Gant.
F. R. Kudelka.
J. L. Jones.
G. B. Jones.
J. M. Miller.
G. B. Weaver.
J. W. Clark.
W. F. Casey.
M. B. Clay.
J. A. Nichols.
A. M. Miller.
I. A. Lancaster.
H. A. Rowley.
D. A. Hays.
W. S. Roak.
J. A. Hames.
J. H. Doyle.
S. L. Mackey.
D. B. Johnston.
J. W. Pipkin.
M. Meroney.
J. L. Tucker.
J. C. Johnson.
Joe S. Carper.
H. R. Clark.
Wilson Bobo.
W. P. Rivsey.
W. E. Mosley.
W. T. Lecray.
J. H. Mosley.
J. B. Richardson.
Asa Gregory.
R. McCall.
R. P. Fleming.
T. J. Sikes.
J. E. Gray.
F. J. Beseda.
Jas. M. Witt.
L. T. Elmick.
J. C. Wallard.

F. J. R. Grossman.
G. R. Elmick.
B. F. McCraw.
J. M. Morgan.
F. K. Cruock.
J. K. Cole.
J. U. Clabaugh.
H. Kreder.
D. L. Smith.
J. E. Glaze.
H. W. Rowley.
Chas. Peterson.
R. Will.
C. B. Sullens.
J. T. Robinson.
R. A. Williams.
N. G. Porter.
A. B. Kelly.
M. J. Lain.
W. B. Lain.
C. B. Lain.
W. J. Smith.
W. B. Forde.
S. M. High.
M. C. Martin.
J. M. Draper.
J. Pissill.
J. W. Rozell.
J. H. Nichols.
V. Cardwell.
L. B. Duffel.
W. H. Murdock.
Asa Skinner.
F. M. Mullins.
Lee Dalrymple.
T. M. Stewart.
E. H. Carroll.
Roy M. Cavanaugh.
W. R. Henderson.
F. S. MaKeig.
R. S. Jones.
A. D. Wilsey.
L. J. Barr.
E. E. Healer.
C. M. Davis.
Jno. Harmon.
Joe Healer.
C. F. Cole.
C. W. Geis.
A. M. Millican.
J. B. Dickenson.
T. C. Gabriel.
J. T. Boatner.
J. J. Rogers.
W. D. Pouncey.
A. B. Daneron.
J. M. Healer.
H. J. Healer.
R. L. Cardwell.

The Chair laid the following invitation before the Senate:

THE UNIVERSITY OF TEXAS.

Austin, Texas, March 11, 1903.

Hon. George D. Neal, President of the Senate, Austin, Texas.

DEAR SIR: A cordial invitation is

hereby extended to yourself and the honorable members of the Senate, and their friends, to attend an illustrated lecture on the Mineral Resources of the State of Texas, to be given by Dr. Wm. B. Phillips, Director of the Mineral Survey of the University of Texas, in the Auditorium of the University, Friday evening, March 13, 1903, at 8 o'clock.

The lecture will be illustrated by electric lantern slides prepared from photographs taken by the Mineral Survey in the prosecution of its work in various parts of the State.

I should be glad to have every member of the Legislature hear this lecture.

Sincerely yours,
WM. L. PRATHER,
President.

Senator Hill offered the following petition:

To the Hon. J. H. Hill, State Senator, Twenty-fifth District, and Hon. Claude Hudspeth, Representative for the Ninety-fifth Judicial District:

We, the undersigned, either citizens of your district or interested in the raising and handling of cattle in the neighborhood of San Angelo, and interested in the shipment of cattle through San Angelo, hereby petition and request you to secure such legislation as may be necessary to except the county of Tom Green from all the provisions of law creating the office of inspector of hides and animals and providing for inspection by such officer and for other duties to be performed by him, and particularly for the exemption of Tom Green county from the operation of the provisions of Chapter 6, Title CII, Revised Statutes of Texas.

O. T. Word.
A. J. Swearingen.
H. P. Cooper.
R. H. Martin.
H. Thiers.
Fred Koenig.
W. B. Keese.
J. A. Cope.
Ira W. Wood.
C. S. Cress.
J. C. Purson.
W. A. A. Bell.
M. P. Archer.
L. Mayfield.
S. H. Stokes.
J. T. Mayfield.
T. D. Newell.
T. C. Barfield.
A. C. Fambaugh.
Bob Barksdale.
M. O. Drake.
J. S. Moss.
W. D. Wallace.

Joe Wollard.
Henry Murray.
J. T. Espey.
Theo. Sawell.
Holley C. Carson.
Ben Hill.
Charlie A. Kessler.
J. M. Potter.

Senator Hill offered the following:

El Paso, Texas, February 27, 1903.

Senator J. W. Hill, Austin:

Central Labor Union of El Paso protests against the passage of bill 143, and ask you to vote and work against the measure.

JNO. BLAKE,
President Central Labor Union.
STERLING FISHER,
Secretary Central Labor Union.

Senator Hill offered the following petition:

El Paso, Texas, February 16, 1903.

To our Honorable Senator and Representative in the Texas Legislature.

The undersigned merchants doing business in the City of El Paso, Texas, understanding that there is before the Legislature a measure now pending looking to the repeal of the occupation tax of merchants, we hereby earnestly request you to use your utmost efforts to secure the passage of this, or any like measure that will relieve the merchants of the State from the payment of this unjust and unequal tax.

T. H. Springer.
Harris Krupp.
J. C. Grayson.
Felix Brunschwig.
Ralph T. Talpis.
I. N. Lapawiski.
David Klein.
Haymon Krupp.
Red Cross Pharmacy.
C. S. Pickrell & Co.
Nap J. Roy.
Kelly & Pollard.
R. Goldstein.
T. Brown.
Y. Goodman.
Herbert Ward.
John Brunner.
Shelton Payne Arms Co.
Mine and Smelter Supply Co.
Ballinger & Longwell.
R. C. Lightbody Co.
Z. T. White.
Sylvester Watts.
Price Bros.
A. E. Allen.
Kohlberg Bros.
John H. Murphy.
John Krick.
J. A. Weaver & Co.

P. H. Young.
 Frank Riley.
 E. E. Koglmeier.
 H. Welsch.
 Payne Badger Co.
 Booth Bros.
 C. C. Tanner.
 E. M. Bray.
 Wise & White.
 I. S. Dickerson.
 D. M. Payne.
 El Paso Fuel Co.
 El Paso Saddlery Co.
 El Paso Brokerage and Commission Co.
 Emerson & Berrien.
 H. S. Dyson.
 Houck & Dieter.
 Silverberg Bros.
 A. Stolaroff.
 L. E. Fay.
 Geo. Ogden.
 A. W. Susen.
 John J. Bruck.
 E. P. Kepley.
 R. D. Richley.
 Will P. Gaines.
 West Texas Fuel Co.
 J. W. Eckman & Son.
 I. Haskin (Globe Store).
 Dwyer & Koglmeier.
 Albert Mathias.
 M. Ainsa & Sons.
 Schaefer & Co.
 C. F. Leicham & Son.
 Tuttle Paint and Glass Co.
 Pew & Son.
 Mrs. J. Gemoets.
 J. Stolaroff.
 Guarantee Shoe Co.
 Saml. Schutz & Son.
 A. H. Richards Co.
 H. Lesinsky Co.
 J. W. Fisher.
 W. G. Walz.
 Blakesley, Freeman & Fennell.
 B. Blementhal & Bro.
 H. Sprintz.
 C. C. Kiefer.
 C. H. Shewey.
 Weis, Zeltman & Zozoz.
 Troy Steam Laundry.
 H. P. Noake.
 W. F. Payne.
 Lowdon National Bank.
 Bailey Hotel Co.
 J. Calisher.
 J. A. Smith.
 Singer Mfg. Co.
 G. L. Hoyt & Co.
 Goodman Produce Co.
 Rio Grande Fuel Co.
 E. Klein.
 Thos. Goggan & Bros.
 Krakauer, Zork & Moyer.
 Fassett & Kelley.

Henry Pfaff.
 Wm. Rotemund.
 W. T. Hixson & Co.
 Frank J. Turner.
 H. B. Charman.
 Potter & White.
 Chas. DeGroff.
 H. H. Bloom.
 Sullivan Machinery Co.
 S. M. Ryan.
 Hugh A. McLean.
 O. T. Bassett & Co.
 J. M. Stephens.
 John B. Watson.
 C. E. Kelley.
 W. Davis.
 Chas. F. Hunt.
 Bryan Bros.
 Lion Grocery Co.
 Murdoch & Clayton.
 Burton Lingo Co.
 Clifford Bros.
 Chas. Zieger.
 C. C. Shelton & Son.
 Jarrell, Ballard & Co.
 First National Bank.
 Consumers' Ice and C. G. Co.
 L. N. Heil.
 Horace B. Stevens.
 O. M. Jalley.
 Howard & MacPhetridge Co.
 W. C. White & Co.
 J. Martin Jones & Sons.
 W. N. Carl.
 W. P. McCarthy.
 R. F. Hallimon.
 The Fair Co.
 W. W. Richey.
 Chas. Dunne.
 Pringle & Baca.
 T. Williams & Son.
 El Paso Grocery Co.
 El Paso Cigar Mfg. Co.
 L. Brenner.
 C. G. Sutton.
 Miller & Magoffin.
 Momsen & Thorne.
 State National Bank.
 Look & Taylor.

Senator Faubion offered the following resolution:

To the Hon. J. H. Faubion, Austin, Texas.

We the undersigned do earnestly petition you to use your influence and vote for the passage of a bill now pending before the Legislature, introduced by Curtis Hancock of Dallas county, to prohibit pool selling, or betting or receiving bets on any horse race, etc.

R. N. O'Neal, Supt. M. E. S. S.
 J. E. Condra.
 W. D. Foster.
 W. A. Quattlebaum.
 H. Z. Smith.

R. C. Brown, Postmaster.
 G. T. Harrison.
 E. H. Penn.
 B. H. Young.
 G. B. Buchanan.
 P. P. Quattlebaum.
 A. Stevenson.
 J. W. Dodson.
 J. W. Smith.
 W. T. Foster.
 W. G. Dunn, Supt. Baptist S. S.
 M. W. Pool, M.D.
 J. R. Conlee.
 T. N. Dunn.
 J. E. Conlee.
 H. Brooks.
 L. D. Duke.
 W. P. Cofield, Pastor Baptist Church.
 J. A. Hancock.
 W. Waller.
 C. C. Foster, M. D.
 W. W. Jenkins.

Lufkin, Texas, March 12, 1903.

Hon. J. I. Perkins, State Senate, Austin, Texas.

DEAR SIR: I beg to call your attention to the following resolution adopted unanimously by the Angelina Fruit and Truck Growers Association at Lufkin:

Whereas, A bill is pending before the Legislature of Texas to appropriate \$200,000 to exhibit the resources of Texas at the Louisiana Purchase Exposition, to be held in St. Louis in 1904; and,

Whereas, We believe the returns from such an exhibit will exceed the cost many fold, in that it will acquaint the world with the unrivaled and varied resources of Texas; and,

Whereas, It is a proposition that appeals to State pride no less than to business instinct, in that it is an opportunity which, if neglected, would shame every Texan; and,

Whereas, We do not believe it was the intention of those who made the fundamental law to deny the Legislature the right to do those things which will benefit all the people; therefore, be it

Resolved, That we, the Truck and Fruit Growers of Angelina county, urgently request the Legislature, and even demand that it pass the World's Fair appropriation, and that we especially urge our own Senator and Representatives to do whatever may be in their power in support of said measure.

Yours very truly,
 JOEL M. COWARD,
 Sec.-Treas. A. F. and T. G. Asso.

Palestine, Texas, March 7, 1903.

Hon. J. I. Perkins, State Senator Thirteenth District, Austin, Texas.

DEAR SIR: We beg to call your attention to the following resolution:

Whereas, A bill is pending in the Legislature of Texas to appropriate \$200,000.00 to exhibit the resources of Texas at the Louisiana Purchase Exposition, to be held in St. Louis in 1904; and

Whereas, We believe the returns of such an exhibit will exceed the cost many fold, in that it will acquaint the world with the unrivaled and varied resources of Texas; and,

Whereas, It is a proposition that affects the State pride no less than the good business judgment, in that it is an opportunity which, if neglected, would shame every Texan; and,

Whereas, We do not believe it was the intention of those who framed the fundamental law to deny the Legislature the right to do those things which will benefit the whole people; therefore, be it

Resolved, That we, the members of the Anderson county Farmers' Institute, now in session at Palestine, Texas, urgently request the Twenty-seventh Legislature to pass the World's Fair appropriation, and that we especially urge our Senator and Representatives to do all in their power to secure the passage of the bill, provided it can be done without violating the Constitution.

Offered by Geo. A. Wright. Passed unanimously.

J. B. HUFF,
 Secretary.

B. F. ROGERS,
 President.

EXCUSED.

On motion of Senator Davidson of DeWitt, Senator Douglass was excused for non-attendance upon the Senate on yesterday on account of sickness in his family.

On motion of Senator Decker, Senator Beaty was excused for non-attendance upon the Senate on yesterday on account of important business.

COMMITTEE REPORTS.

The following committee reports were offered:

JUDICIARY NO. 1.

Committee Room,
 Austin, Texas, March 12, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Judiciary Committee No. 1, to whom was referred House bill No. 178, A bill to be entitled

"An Act to restore and confer on the county court of Hartley county, Texas, the civil and criminal jurisdiction heretofore belonging to the said court under the Constitution and general laws of the State, and to conform the jurisdiction of the district court of said county to such change, and to repeal all laws in conflict with this act,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*, and that the bill be not printed.

HANGER, Chairman.

Committee Room,
Austin, Texas, March 12, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 208, A bill to be entitled "An Act to define the status of joint stock associations and to provide that such associations and companies having any of the powers and privileges of corporations not possessed by individuals or partnerships shall be subject to all the laws of this State with regard to corporations,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

HANGER, Chairman.

STOCK AND STOCK RAISING.

Committee Room,
Austin, Texas, March 12, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Stock and Stock Raising, to whom was referred

Senate bill No. 247, A bill to be entitled An Act to amend the Penal Code of the Revised Statutes as adopted April 25, 1895, relating to the game and fish law, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

(Floor report.)

HILL, Chairman.

ROADS, BRIDGES AND FERRIES.

Committee Room,
Austin, Texas, March 11, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 315, A bill to be entitled

"An Act to amend Section 7, Chapter 80, of an act passed by the Twenty-sixth Legislature, at its Regular Session of 1899, entitled 'An Act to create a more efficient road system for Wharton county and Lavaca county, in the State of Texas, and making county commissioners of said counties ex-officio road commissioners, and prescribing their duties as such, and providing for their compensation as road commissioners, defining their powers and duties as such, and providing for the appointment of road overseers and defining their duties, and for the working of county convicts on the public roads of such counties, and providing for the payment of officers' fees and rewards and penalties for said convicts, and to provide for the summoning of teams for road work, and for an allowance for time of road service for the same; and fixing penalties for the violation of this act,' so as to exempt Lavaca county from the provisions of said section,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

FAULK, Chairman.

Committee Room,
Austin, Texas, March 11, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 413, A bill to be entitled "An Act to create a more efficient road system for Fort Bend county, Texas, and making county commissioners of the said county ex-officio road commissioners, and prescribing their duties as such, and providing for their compensation as such road commissioners; and providing for the working of county convicts upon public roads of said county, and providing for a penalty for the escape of convicts; and providing the amount of compensation in road time to be allowed by overseers to road hands for teams and road work; and providing for the condemnation of land for public road purposes; and providing for the working of delinquent poll tax payers on the public roads; and relieving road hands from the performance of road work by the payment of the sum of (\$3) three dollars; and providing for the levying and collection of a special road tax of fifteen cents on the one hundred dollars valuation on property in Fort Bend county; and providing further, making this law cumulative of the general laws, and in case of conflict this act to govern as to Fort Bend county, Texas, and creating an emergency,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

FAULK, Chairman.

Committee Room,
Austin, Texas, March 11, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 251, A bill to be entitled "An Act to create a more efficient road system for Harrison county, Texas, and making the county commissioners of said county ex-officio road commissioners, and prescribing their duties as such, and providing for their compensation as road commissioners, and providing for the appointment of road overseers and defining their duties, and for working of county convicts upon the roads of said county, and providing for officers' fees, and rewards for capture of escaped convicts, and authorizing the working of county convicts partly upon the poor farm as well as upon the public roads, or partly upon both on the discretion of the commissioners court, and making provisions applicable as far as practicable to convicts when worked on county farms, and to provide for the summoning of teams for road work, and for the allowance of time for same, and fixing a penalty for the violation of this act, and repeal all laws in conflict with this act as to Harrison county, and to authorize the commissioners court of Harrison county to create the office of superintendent of public roads and bridges of Harrison county, and defining his duties and providing for compensation of said superintendent, and prescribing bond to be given by said officer; providing that delinquent poll tax payers shall be subject to three days road duty, providing for the condemnation of any land needed for the widening, straightening, changing or draining of roads; providing for the taking of timber, gravel, earth, stone or other necessary material, and giving persons summoned to work on roads the right to be relieved as from the discharge of such duty, on payment of specific sums of money herein stipulated, and authorize and empower the said county of Harrison to issue bonds for the construction and maintenance of public roads and highways within the said county, and to provide for a tax to create a sinking fund to pay same,"

Have had the same under consideration and I am instructed to report it

back to the Senate with the recommendation that it *do pass*.

FAULK, Chairman.

Committee Room,
Austin, Texas, March 11, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 400, A bill to be entitled "An Act to amend Chapter 114, of the Acts of the Twenty-seventh Legislature, approved April 18, 1901, entitled 'An Act to create a more efficient road system for the counties of this State,' etc., so as to place Collin county under the provisions of said act, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

FAULK, Chairman.

Committee Room,
Austin, Texas, March 11, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 244, A bill to be entitled "An Act to render more effective and efficient the present road laws of the State of Texas in their application and operation in the county of Jack, and to authorize and empower the said county of Jack to issue bonds for the construction and maintenance of public roads and highways in the said county,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

FAULK, Chairman.

Committee Room,
Austin, Texas, March 11, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 382, A bill to be entitled "An Act to create a more efficient road system for Palo Pinto county, in this State, making the county commissioners of this county ex-officio road commissioners, and prescribing their duties as such, and providing for their compensation as such road commissioners; and providing for the condemning of material for the construction and maintenance of public roads, and to provide

for the compensation for the material used, and providing for the working of county convicts on the public road, and the purchase of supplies for such convicts, and rewards for the capture of escaped convicts, and for commutation of sentence for faithful service and good behavior; and defining the powers and duties of road overseers; and to provide for the summoning of hands and teams for road work, and the allowance for time for service of hands and teams on public roads, and fixing a penalty for the violation of same; and relieving them from the payment of such work by the payment of three dollars; and provided further, for ordering an election to be held in said county by the qualified property tax-paying voters to determine whether or not an additional annual ad valorem tax for road and bridge purposes shall be levied and collected in said county; making this act cumulative of the general laws now in force; and to repeal all laws in conflict with this act, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

FAULK, Chairman.

Committee Room,

Austin, Texas, March 11, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 345, A bill to be entitled "An Act to create a more efficient road system for Matagorda county; making the county commissioners court of said county ex-officio road commissioners, and prescribing their duties as such, and providing their compensation as such road commissioners; and providing for the working of county convicts upon the public roads of said county; and providing the amount of compensation in road time to be allowed by overseers to road hands for teams and road work; and providing for the condemnation of land for public road purposes; and providing for the working of delinquent poll tax payers on the public roads, and relieving road hands from the performance of road work by the payment of the sum of three dollars; and providing for the election for issuance of bonds for public road and bridge purposes; and providing for the issuance and sale of such bonds by the commissioners court of said county; and providing further, making this law cumulative of the general law, and in case of a conflict this

act to govern as to Matagorda county, Texas; and declaring an emergency,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

FAULK, Chairman.

Committee Room,

Austin, Texas, March 11, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 233, A bill to be entitled "An Act to create a more efficient road system for Shelby county, Texas, and making the county commissioners of said county ex-officio road commissioners and prescribing their duties as such, and providing for their compensation as road commissioners, and providing for the appointment of road overseers and defining their duties, and for working of county convicts upon the roads of said county, and providing for officers' fees and rewards for the capture of escaped convicts and authorizing the working of county convicts partly upon the poor farm as well as upon the public roads, or partly upon both upon the discretion of the commissioners court, and making provisions applicable as far as practicable to convicts when worked on county farm, and to provide for the summoning of teams for road work, and for allowance of time for same, and fixing a penalty for the violation of this act, and repeal all laws in conflict with this act as to Shelby county, and to authorize the commissioners court of Shelby county to create the office of superintendent of public roads and bridges for Shelby county, and defining his duties, and providing for compensation of said superintendent, and prescribing bond to be given by said officer; providing that delinquent poll tax payers shall be subject to three days road duty; providing for the condemnation of any land needed for the widening, straightening, changing or draining of roads; providing for the taking of timbers, gravel, earth, stone or other necessary material, and giving persons summoned to work on roads the right to be relieved as from the discharge of such duty on payment of specific sums of money herein stipulated, and to authorize and empower the said county of Shelby to issue bonds for the construction and maintenance of public roads and highways within the said county, and to provide for a tax to create a sinking fund to pay for same,"

Have had the same under considera-

tion, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

FAULK, Chairman.

EDUCATIONAL AFFAIRS.

Committee Room,
Austin, Texas, March 11, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Educational Affairs, to whom was referred

Senate bill No. 103, A bill to be entitled "An Act to amend Articles 3923, 3924 and 3926a, of the Revised Statutes of the State of Texas, to authorize and require the Comptroller of Public Accounts to draw his warrants on the State Treasurer, in favor of the county treasurers and treasurers of independent school districts, for the several apportionments of the available school fund authorized by the State Board of Education for the support of free public schools, on the certificate of the Superintendent of Public Instruction, and to remit such warrants direct to the said Treasurer,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

STAFFORD, Chairman.

Committee Room,
Austin, Texas, March 11, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Educational Affairs, to whom was referred

Senate bill No. 57, A bill to be entitled "An to provide for the creation of school districts, the appointment of trustees therein, and the apportionment of funds thereto, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

STAFFORD, Chairman.

Committee Room,
Austin, Texas, March 11, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Educational Affairs, to whom was referred

Senate bill No. 243, A bill to be entitled "An Act to create and establish the Texas Library Commission. Whereas, there is a growing interest in the dissemination of wholesome literature, and in the establishment of free public libraries in Texas; and whereas, there is no organization charged with the encouragement

and wise direction of this great educational work; therefore, be it enacted by the Legislature of the State of Texas,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

STAFFORD, Chairman.

Committee Room,
Austin, Texas, March 11, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Educational Affairs, to whom was referred

House bill No. 439, A bill to be entitled "An Act to authorize the commissioners court of Dallas county, Texas, to subdivide and redistrict Dallas county into convenient school districts, and to designate same by numbers, and to correct all errors in school district lines, and to complete said lines when they are defective in those school districts now having a special school tax, and providing that said tax shall not be affected thereby, and to provide for changes in school district lines, and the transfer of patrons from one school district to any adjoining district, and for the formation of new districts, and the consolidation of districts,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

STAFFORD, Chairman.

Committee Room,
Austin, Texas, March 11, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Educational Affairs, to whom was referred

Senate bill No. 231, A bill to be entitled "An Act amending Chapter 15, of Title LXXXVI, Revised Statutes of Texas of 1895, by amending Article 3995, authorizing trustees of towns and villages incorporated for free school purposes only, to issue bonds payable at a date not exceeding forty years from their date, for the purpose of purchasing or constructing public free school buildings and sites therefor, and by adding to said chapter Article 3995b, providing for the refunding of bonds legally issued by such towns and villages, and authorizing the State Treasurer, upon the order of the Board of Education, to exchange bonds not matured held by him for the permanent school fund for new refunding bonds issued by the same incorporation under the provisions of this act,"

Have had the same under consideration, and I am instructed to report it

back to the Senate with the recommendation that it *do pass*.

STAFFORD, Chairman.

Committee Room,
Austin, Texas, March 11, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Educational Affairs, to whom was referred

House bill No. 103, A bill to be entitled "An Act to add to the Agricultural and Mechanical College of Texas a department of instruction in the theory and practical art of textile and kindred branches of industry, and to make an appropriation therefor,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

STAFFORD, Chairman.

Committee Room,
Austin, Texas, March 11, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Educational Affairs, to whom was referred

House bill No. 88, A bill to be entitled "An Act to provide for instruction in manual training and the art of teaching manual training in the State Normal School of Texas; to provide for State aid in the necessary equipment for teaching manual training in public schools, and to make an appropriation for such purpose,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

STAFFORD, Chairman.

Committee Room,
Austin, Texas, March 11, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Educational Affairs, to whom was referred

Senate bill No. 185, A bill to be entitled "An Act to amend Section 4, of Chapter 7, of the Act passed by the Called Session of the Twenty-sixth Legislature, approved February 21, 1900, as amended by Acts of the Regular Session of the Twenty-seventh Legislature, approved April 18, 1901, so as to provide that school trustees in independent school districts not in a city or town having an assessor and collector, may have the taxes levied placed on the rolls of the county or may elect from the members of the board an assessor and collector of taxes, and prescribe his power and duties

and the duties of the board with reference to the collection of taxes, also for the organization of the board and the election of officers,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

STAFFORD, Chairman.

ENGROSSED BILLS.

Committee Room,
Austin, Texas, March 11, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 257, A bill to be entitled "An Act to amend Article 965 of the Revised Statutes, authorizing the appointment of deputies by the clerk of the Supreme Court, and providing for their compensation,"

And find it correctly engrossed.

FAULK, Acting Chairman.

Committee Room,
Austin, Texas, March 11, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 203, A bill to be entitled "An Act to provide for a mineral survey of the lands belonging to the public schools, university, asylums or of the State, and other mineral lands within the State, and to make an appropriation therefor, and to provide a penalty for unlawfully disclosing information obtained by such survey, and declaring an emergency,"

And find it correctly engrossed.

GRINNAN, Chairman.

Committee Room,
Austin, Texas, March 11, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate Concurrent Resolution No. 10, A resolution authorizing and instructing the Land Commissioner to withhold school and asylum lands from sale until pending legislation regulating the manner of filing application to purchase, is consummated,"

And find it correctly engrossed.

GRINNAN, Acting Chairman.

AGRICULTURAL AFFAIRS.

Committee Room,
Austin, Texas, March 12, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Agricultural Affairs, to whom was referred

House bill No. 243, A bill to be entitled "An Act to appropriate \$50,000 to be paid to any one who will discover and furnish a practical remedy that will exterminate the cotton boll weevil; and \$2,500 for expenses and per diem of a committee to pass on the findings of said person or persons,"

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass, with the following amendments:

(1) "Amend wherein the figures '\$50,000' occur by inserting in lieu thereof the figures '\$25,000.'"

(2) "Amend wherein the words 'Commissioner of Agriculture of Texas' appear by inserting after the same the words 'or, if there be no such office as Commissioner of Agriculture provided by law, the Commissioner of Insurance, Statistics and History.'"

CAIN, Chairman.

EXECUTIVE MESSAGE.

The following message from the Governor was laid before the Senate:

EXECUTIVE OFFICE,
STATE OF TEXAS.
Austin, March 11, 1903.

To the Senate and House of Representatives:

I transmit herewith an official communication from the Board, Financial Agent and Superintendent of Penitentiaries, and respectfully request your immediate consideration of the matter therein stated.

It appears that an appropriation of fifty thousand dollars, to be immediately available, is necessary to meet the demands of the penitentiary system, as shown in the communication mentioned, and accordingly I recommend that such appropriation be made.

S. W. T. LANHAM,
Governor.
March 11, 1903.

His Excellency, S. W. T. Lanham, Governor of Texas.

SIR: We have the honor to call your attention to the financial condition of the penitentiary system of Texas and its financial necessities for immediate use and to cover its requirements during the

next six months, ending with the fiscal year on August 31, 1903.

We find obligations due and past due amount to.....\$ 84,828 00
Estimated cost of maintenance, materials for factories, and necessary repairs to penitentiary buildings 387,445 00

Total\$472,273 00

Our available resources are as follows:

Cash on hand.....\$ 27,195 00
Estimated receipts from both penitentiaries and contract forces 313,340 00
Legislature's appropriation, now available 40,000 00

Total resources\$380,535 00

RECAPITULATION.

Total liabilities.....\$472,273 00
Resources..... 380,535 00

Deficit\$ 91,738 00

We would respectfully suggest that this condition of affairs should be brought at once to the attention of the Legislature, and the necessity for an appropriation immediately available urged upon that body. In view of the fact that the customary appropriation of \$40,000 for deficiencies of this character will become available on the first day of September, 1903, the appropriation required to meet existing conditions and tide over the deficiency above shown, is estimated by us at the sum of \$50,000.

L. M. OPENHEIMER,
Chairman.

S. M. FRY,
Penitentiary Commissioner.
J. L. ELLISON,
Penitentiary Commissioner.
SEARCY BAKER,
Superintendent.
JNO. L. WORTHAM,
Financial Agent.

BILLS AND RESOLUTIONS.

By Senator Decker:

Senate Concurrent Resolution No. 11,
To provide for correction in spelling of the name of the county of Ford.

Read first time, and referred to Committee on Counties and County Boundaries.

By Senator Martin (by request):

Senate bill No. 288, A bill to be entitled "An Act to provide for the payment of bona fide claims held by any person

against any city or town whose corporate existence has been forfeited and terminated by a decree of a court of competent jurisdiction, for services rendered such city or town as teacher in the public schools thereof, which services shall be a valid claim and debt against such city or town thereafter organized and embracing practically the same inhabitants and part of the same territory included within the limits of the dissolved municipal corporation."

Read first time, and referred to Committee on Education.

By Senator Mills:

Senate bill No. 289, A bill to be entitled "An Act making it unlawful for any fire, fire and marine, marine, tornado, rent, accident, casualty, liability health, elevator, disability, plate glass, steam boiler, burglary, bonding, title, surety, or fidelity insurance company, which is legally licensed to transact insurance business in this State, to place any property or persons in this State, any contract or policy of insurance on except through legally authorized and licensed agents residing in this State; to prohibit said resident agents so licensed from paying commissions or brokerage on business written to non-residents of the State of Texas not so licensed; to further prescribe conditions to be complied with by said insurance company before authorizing it to transact business in this State; to empower the Commissioner of Insurance to investigate violations of these requirements and to provide penalties for enforcing the provisions of this act, and to increase the public revenue, and to repeal Chapter 135, of the General Laws of the Twenty-fifth Legislature of the State of Texas."

Read first time, and referred to Committee on Insurance, Statistics and History.

By Senator Perkins (by request):

Senate bill No. 290, A bill to be entitled "An Act to repeal Chapter 2 of the Laws of this State, approved March 29, 1899, requiring railroad companies to deliver goods, wares and merchandise to the owner, agent or consignee thereof upon payment of less than the equal rates due for the transportation thereof."

Read first time, and referred to Committee on Internal Improvements.

By Senator Perkins (by request):

Senate bill No. 191, A bill to be entitled "An Act to require the Secretary of State of the State of Texas to deliver to the Railroad Commission of Texas a set each of the reports of the Supreme Court and Court of Civil and Criminal Appeals of this State."

Read first time, and referred to Committee on State Affairs.

By Senator Decker:

Senate bill No. 292, A bill to be entitled "An Act to require publicity in the butchering and sale of fresh meats, and prohibiting unlawful butchering and sale thereof."

Read first time, and referred to Committee on Stock and Stock Raising.

By Senator Wilson:

Senate bill No. 293, A bill to be entitled "An Act making appropriations for deficiencies in the appropriation heretofore made for the support of the State government, from March 1, 1900, to August 31, 1903, being for claims registered in the Comptroller's office in accordance with law, and for outstanding claims not registered, and for other deficiencies, and to make additional appropriations for the support of the State government for the year ending August 31, 1903."

Read first time, and referred to Committee on Finance.

By Senators Faulk, Perkins, Harper, Paulus, Morris, Cain, Martin and Lipscomb:

Senate Joint Resolution No. 8, To amend Section 9, of Article 8, of the Constitution of the State of Texas so as to authorize the levy of a State tax for road and bridge purposes.

Read first time, and referred to Committee on Constitutional Amendments.

Morning call concluded.

PRIVILEGED MOTION.

Senator Mills moved to call up Substitute House bill No. 11 for the purpose of reconsidering the vote by which the bill passed, and spread that motion on the Journal.

The motion prevailed.

SENATE BILL NO. 193.

On motion of Senator Savage, the special order of business (Senate bill No. 158) was suspended, and the Senate took up, out of its order, Senate bill No. 193.

The Chair laid before the Senate, on its second reading,

Senate bill No. 193, A bill to be entitled "An Act to amend Article 3385, Title LXIX, of the Revised Civil Statutes of the State of Texas, of 1895, so as to except from the operation of said article, merchants doing a wholesale drug business, who sell alcoholic stimulants to retail merchants, whose regular and principal business is selling drugs and medicines and compounding prescriptions, and declaring an emergency."

There was an amendment pending offered by Senator Stafford, and Senator Stafford withdrew the amendment.

The bill was read the second time, and ordered engrossed by the following vote:

Yeas—19.

Davidson of	Hill.
DeWitt.	Lipscomb.
Decker.	McKamy.
Douglass.	Mills.
Faubion.	Morris.
Faust.	Paulus.
Hanger.	Savage.
Harbison.	Stafford.
Henderson.	Willacy.
Hicks.	Wilson.

Nays—7.

Brachfield.	Harper.
Cain.	Martin.
Faulk.	Perkins.
Grinnan.	

Absent.

Beaty.	Hale.
Davidson of	Sebastian.
Galveston.	

Absent—Excused.

Patteson.

Senator Savage moved that the constitutional rule requiring bills to be read on three several days be suspended, and the bill be put on its third reading and final passage.

The motion was lost by the following vote:

Yeas—20.

Decker.	Lipscomb.
Douglass.	McKamy.
Faubion.	Mills.
Faust.	Morris.
Grinnan.	Paulus.
Hanger.	Savage.
Harbison.	Sebastian.
Henderson.	Stafford.
Hicks.	Willacy.
Hill.	Wilson.

Nays—6.

Brachfield.	Harper.
Cain.	Martin.
Faulk.	Perkins.

Absent.

Beaty.	Davidson of
Davidson of	Galveston.
DeWitt.	Hale.

Absent—Excused.

Patteson.

HOUSE BILL NO. 297.

On motion of Senator Sebastian, the special order of business (Senate bill No. 158) was suspended, and the Senate

took up, out of its order, House bill No. 297.

The Chair laid before the Senate, on its second reading,

House bill No. 297, A bill to be entitled "An Act to create a more efficient road system for Eastland county, Texas, and making the county commissioners of said county ex-officio road commissioners, and prescribing their duties as such, and providing for their compensation as road commissioners, and providing for the appointment of road overseers and defining their duties, and for the working of county convicts upon the roads of said county, and providing for officers' fees and rewards for the capture of escaped convicts, and authorizing the working of county convicts partly upon the county convict farm as well as upon the public roads, or partly upon both in the discretion of the county commissioners court, and making provision applicable as far as practicable to convicts when worked on convict farms, and to provide for the summoning of teams for road work and for an allowance of time of road service for same, and fixing a penalty for violation of this act, and to repeal all laws in conflict with this act as to Eastland county; and to authorize the commissioners court of Eastland county to create the office of superintendent of public roads and highways of Eastland county; and to provide for the election of said superintendent, and defining his duties, and providing for compensation for said superintendent when elected or appointed, and prescribing bond to be given by said officer; providing for the condemnation of any land needed for the widening, straightening, changing or draining of roads; providing for the taking of timber, gravel, earth, stone or other necessary material for the improvement of roads, and giving persons summoned to work upon roads the right to be relieved from the discharge of such duty upon the payment of specific sums of money herein stipulated; providing for the collection of such sums of money by road overseers, prescribing penalties for failure to comply with this act, and to authorize said county to issue bonds for the construction and maintenance of roads and highways, and purchase and construction of bridges within said Eastland county; and providing that the commissioners court of said county shall not be compelled to require persons subject to road duty to work on roads, but said court shall have authority to cause said roads to be worked wholly by taxation, or by taxation in connection with road service, as said court may deem best."

The bill was read the second time, and passed to a third reading.

On motion by Senator Sebastian, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—25.

Brachfield.	Hicks.
Cain.	Hill.
Davidson of	Lipscomb.
DeWitt.	Martin.
Decker.	McKamy.
Douglass.	Mills.
Faulk.	Morris.
Faust.	Paulus.
Grinnan.	Perkins.
Hanger.	Savage.
Harbison.	Sebastian.
Harper.	Stafford.
Henderson.	Willacy.

Absent.

Beaty.	Faubion.
Davidson of	Hale.
Galveston.	Wilson.

Absent—Excused.

Patteson.

SENATE CONCURRENT RESOLUTION NO. 9.

By Senator Stafford:

Senate Concurrent Resolution No. 9, endorsing Hon. Jos. D. Sayers for the position of a Commissioner on the Isthmian Canal Commission, and commending his appointment to the President of the United States for that position.

The resolution was read and adopted.

HOUSE BILL NO. 297.

Action recurring on House bill No. 297.

The bill was read third time and passed by the following vote:

Yeas—26.

Brachfield.	Hicks.
Cain.	Hill.
Davidson of	Lipscomb.
DeWitt.	Martin.
Decker.	McKamy.
Douglass.	Mills.
Faubion.	Morris.
Faulk.	Paulus.
Faust.	Perkins.
Grinnan.	Savage.
Hanger.	Sebastian.
Harbison.	Stafford.
Harper.	Willacy.
Henderson.	

Absent.

Beaty.	Hale.
Davidson of	Wilson.
Galveston.	

Absent—Excused.

Patteson.

SENATE BILL NO. 83.

On motion of Senator Grinnan, the special order of business (Senate bill No. 158) was suspended, and the Senate took up, out of its order, Senate bill No. 83.

The Chair laid before the Senate, on its second reading,

Senate bill No. 83, A bill to be entitled "An Act to amend Chapter 6, Article 5043, of the Revised Civil Statutes of the State of Texas, of 1895, relating to the regulations for the protection of stock raisers in certain localities."

(Senator McKamy in the chair.)

Senator Grinnan offered the following amendment:

"Amend by adding after the word 'hides,' in line 20, page 2, the following: 'Provided further, that this act shall not take effect as to Coleman county until after November 1, 1904, unless the office of inspector in said county shall become vacant before said time.'"

"Section 2. There now being no law exempting Coleman county from the inspection laws of this State, and the people of said county desiring to be exempted from the operation of said laws, and the near approach of the close of the present session of the Legislature, creates a public necessity that the rule requiring bills to be read on three several days be suspended, and that this act take effect from and after its passage, and it is so enacted."

Senator Grinnan moved to lay the bill and pending amendment on the table subject to call.

The motion prevailed.

SENATE BILL NO. 171.

On motion of Senator Hicks, the special order of business (Senate bill No. 158) was suspended, and the Senate took up, out of its order, Senate bill No. 171.

The Chair laid before the Senate, on its second reading,

Senate bill No. 171, A bill to be entitled "An Act to prohibit any coporation or receiver, operating a line of electric railway in the State of Texas, from operating electric cars upon such lines during the months of November, December, January, February and March of each year,

unless the forward end of such car is equipped with a screen or vestibule to protect the motorman or other person directing the motive power by which such car is operated, from wind and storm, and prescribing a penalty for the violation of this act."

Senator Hicks offered the following amendment:

"Amend the caption of bill by striking out the words 'the months,' in line 9, down to and including the words 'and March,' in line 10, and insert in lieu thereof the following: 'The period beginning November 15th and ending March 15th.'"

The amendment was read, and adopted.

Senator Hicks offered the following amendment:

"Amend by striking out all after the words 'during the,' in line 19, Section 1, page 1, printed bill, down to and including the word 'March,' in line 20, and insert in lieu thereof the following: 'Period beginning November 15th and ending March 15th.'"

The amendment was read, and adopted.

Senator Hicks offered the following amendment:

"Amend by adding at the end of Section 11, page 2, of printed bill, the following: 'provided, that when excursionists are visiting any city, summer or open cars, without such vestibule or screen may be operated as specials in addition to regular service.'"

The amendment was read, and adopted.

Senator Hicks offered the following amendment:

"Amend by striking out all after the word 'suspended,' in line 11, Section 3, page 2, of printed bill."

Bill was read second time, and ordered engrossed.

On motion of Senator Hicks, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—26.

Beaty.	Henderson.
Brachfield.	Hicks.
Cain.	Hill.
Davidson of	Lipscomb.
DeWitt.	Martin.
Decker.	McKamy.
Douglass.	Morris.
Faubion.	Paulus.
Faulk.	Perkins.
Faust.	Savage.
Grinnan.	Sebastian.
Hanger.	Stafford.
Harbison.	Willacy.
Harper.	

Absent.

Davidson of	Mills.
Galveston.	Wilson.
Hale.	

Absent—Excused.

Patteson.

The bill was read third time, and passed by the following vote:

Yeas—28.

Beaty.	Hicks.
Brachfield.	Hill.
Cain.	Lipscomb.
Davidson of	Martin.
DeWitt.	McKamy.
Decker.	Mills.
Douglass.	Morris.
Faubion.	Paulus.
Faulk.	Perkins.
Faust.	Savage.
Grinnan.	Sebastian.
Hanger.	Stafford.
Harbison.	Willacy.
Harper.	Wilson.
Henderson.	

Absent.

Davidson of	Hale.
Galveston.	

Absent—Excused.

Patteson.

Senator Hicks moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

PRIVILEGED MOTION.

Senator Mills called up Substitute House bill No. 11.

Substitute House bill No. 11, A bill to be entitled "An Act to amend Article 3973d, 3974 and 3978, Chapter 13, of Title LXXXVI, of the Revised Civil Statutes of Texas, of 1895."

Senator Mills moved to reconsider the vote by which the bill passed.

The motion prevailed.

Senator Mills offered the following amendment:

"Amend on page 1, lines 29 and 30, by striking out the words 'June, September, November and February,' and insert 'May, September and December.'"

The amendment was read third time, and adopted by the following vote:

Yeas—28.

Beaty.	Douglass.
Brachfield.	Faubion.
Cain.	Faulk.
Davidson of	Faust.
DeWitt.	Grinnan.
Decker.	Hanger.

Harbison.	Morris.
Harper.	Paulus.
Henderson.	Perkins.
Hicks.	Savage.
Hill.	Sebastian.
Lipscomb.	Stafford.
Martin.	Willacy.
McKamy.	Wilson.
Mills.	

Absent.

Davidson of	Hale.
Galveston.	

Absent—Excused.

Patteson.

The bill was read third time and passed.

Senator Mills moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

HOUSE BILL NO. 425 ON SECOND READING.

On motion of Senator Paulus, the special order of business (Senate bill No. 158) was suspended, and the Senate took up, out of its order, Senate bill No. 425.

The Chair laid before the Senate on second reading,

House bill No. 425, A bill to be entitled "An Act to amend Sections 30, 35 and 10, of Chapter 49, of the Acts of the Twenty-seventh Legislature of the State of Texas, creating a more efficient road system for Fayette, Uvalde and Frio counties."

The bill was read second time, and passed to a third reading.

SENATE BILL NO. 155.

On motion of Senator Stafford, the special order of business (Senate bill No. 158) was suspended, and the Senate took up, out of its order, Senate bill

The Chair laid before the Senate on second reading Senate bill No. 155.

Senate bill No. 155, A bill to be entitled "An Act to confer jurisdiction upon the district court of Travis county in cases brought by the State for the purpose of forfeiting charters of private corporations organized under the laws of this State, and cancelling permits authorizing foreign corporations to transact business in this State, and for the purpose of restricting corporations from exercising powers now conferred upon them by the laws of this State, and for the purpose of preventing persons from engaging in business in the State of Texas contrary to the laws thereof."

Bill was read second time, and ordered engrossed.

On motion of Senator Stafford, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—25.

Beaty.	Hicks.
Brachfield.	Hill.
Cain.	Lipscomb.
Davidson of	Martin.
DeWitt.	McKamy.
Douglass.	Mills.
Faubion.	Paulus.
Faulk.	Perkins.
Faust.	Savage.
Grinnan.	Sebastian.
Hanger.	Stafford.
Harper.	Willacy.
Henderson.	Wilson.

Absent.

Davidson of	Hale.
Galveston.	Harbison.
Decker.	Morris.

Absent—Excused.

Patteson.

The bill was read third time and passed by the following vote:

Yeas—25.

Beaty.	Hicks.
Brachfield.	Hill.
Cain.	Lipscomb.
Davidson of	Martin.
DeWitt.	McKamy.
Douglass.	Mills.
Faubion.	Paulus.
Faulk.	Perkins.
Faust.	Savage.
Grinnan.	Sebastian.
Hanger.	Stafford.
Harper.	Willacy.
Henderson.	Wilson.

Absent.

Davidson of	Hale.
Galveston.	Harbison.
Decker.	Morris.

Absent—Excused.

Patteson.

Senator Stafford moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

FIRST HOUSE MESSAGE.

Hall of the House of Representatives.
Austin, Texas, March 12, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: I am directed by the House to inform the Senate that the House has passed the following:

House Concurrent Resolution No. 20, Endorsing Hon. Jos. D. Sayers for the position of commissioner on the Isthmian Canal Commission, and commending his appointment to the President of the United States for that position.

House bill No. 195, a bill entitled "An Act separating the Bureau of Agriculture, Insurance, Statistics and History, establishing the Department of Agriculture of the State of Texas, defining its duties and providing for its proper administration."

Senate bill No. 32, A bill to be entitled "An Act to amend Article 4905, Chapter 1, Title CI, of the Revised Civil Statutes of the State of Texas."

"Amend by adding 'the law relating to fees of sheriffs and constables.'"

Senate bill No. 24, A bill to be entitled "An Act to amend Article 1316, Chapter 12, Title XXIX, of the Revised Civil Statutes of the State of Texas, relating to charges and instructions to juries."

Senate bill No. 33, A bill to be entitled "An Act to amend Articles 402, 403, 404, 405, 406 and 407, of Chapter 6, Title XI, Penal Code, and add thereto Article 407a relating to unlawfully selling any intoxicating liquor."

Senate bill No. 56, A bill to be entitled "An Act to provide for and regulate the granting of license to practice as attorney and counselor at law in all the courts of the State of Texas, and to repeal all laws and parts of laws in conflict therewith," with amendments.

"Amend by striking out Section 7 and inserting in lieu thereof the following:

"Section 7. All persons shall be subject to this act, whether or not they hold a diploma from the law department of the State University, and all laws in conflict herewith are hereby repealed."

"Amend line 7, page 3, of printed bill, by striking out the word 'sixty-five' and insert the word 'seventy-five.'"

"Amend by striking out the emergency clause."

Respectfully,

MARK LOGAN,

Acting Chief Clerk House of Representatives.

PRIVILEGED REPORT.

Committee Room,

Austin, Texas, March 12, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Constitutional Amendments, to whom was referred

Senate Joint Resolution No. 8, To

amend Section 9, of Article 8, of the Constitution of the State,

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it *do* pass, and be not printed.

PERKINS, Chairman.

SENATE BILL NO. 158.

The Chair laid before the Senate on third reading,

Senate bill No. 158, A bill to be entitled "An Act to amend Article 643 of the Revised Statutes of the State of Texas, prescribing what must be set forth in the charter of a domestic corporation."

Senator Davidson of DeWitt offered the following amendment:

"Amend by striking out Subdivision 8 of the bill and insert in lieu thereof as follows:

"8. The charter of a road or canal company shall also state first, the kind of road or canal intended to be constructed; second, the place to and from which the road or canal is intended to be run; third, the counties through which it is intended to be run, and fourth, the estimated length of the road or canal.

"9. The charter of a telegraph, telephone, pipe line, transportation or newspaper company, or any abstract company, shall also state the places in and between which the telegraph, telephone, pipe line, or transportation is intended to be constructed, and which the telegraph, telephone, pipe line, transportation or newspaper company, or any abstract company, is to operate or publish."

The amendment was read and adopted by the following vote:

Yeas—28.

Beaty.	Hicks.
Brachfield.	Hill.
Cain.	Lipscomb.
Davidson of	Martin.
DeWitt.	McKamy.
Decker.	Mills.
Douglass.	Morris.
Faubion.	Paulus.
Faulk.	Perkins.
Faust.	Savage.
Grinnan.	Sebastian.
Hanger.	Stafford.
Harbison.	Willacy.
Harper.	Wilson.
Henderson.	

Absent.

Davidson of	Hale.
Galveston.	

Absent—Excused.

Patteson.

Senator Hicks offered the following amendment:

"Amend by inserting in line 16, page 1, after the word 'place,' the words 'or places.'"

Senators Decker and Hanger offered the following amendment:

"Amend the bill by adding after Section 8, and as a part of said section, the following:

"Provided, further, that mercantile corporations may designate more than one place.'"

On motion of Senator Davidson of DeWitt, the bill and amendments were postponed until tomorrow morning.

SECOND HOUSE MESSAGE.

Hall of the House of Representatives.
Asutin, Texas, March 12, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: I am directed by the House to inform the Senate that the House has passed the following:

House Concurrent Resolution No. 19, Setting aside the fourth floor of the capitol building, with certain exceptions, for the exclusive use of the General Land Office, and making an appropriation for the removal of said office.

House Concurrent Resolution No. 18, Providing that the northwest room on the first floor of the capitol building, formerly occupied by the State Purchasing Agent, be set aside for the use of the Daughters of the Confederacy for the purpose of storing away relics of the great civil war.

Respectfully,

MARK LOGAN,

Acting Chief Clerk, House of Representatives.

HOUSE CONCURRENT RESOLUTION NO. 19 REFERRED TO COMMITTEE.

On motion of Senator Davidson of DeWitt, House Concurrent Resolution No. 19 was referred to Committee on State Affairs.

SENATE BILL NO. 76.

On motion of Senator Hill, the special order of business (Senate bill No. 47) was suspended, and the Senate took up, out of its order, Senate bill No. 76.

The Chair laid before the Senate, on its third reading,

Senate bill No. 76, A bill to be entitled "An Act to establish a State Board of Embalming; defining the duties thereof; to provide for the better protection of health and life; to prevent the spread of contagious diseases; to regulate the prac-

tice of embalming in connection with the care and disposition of the dead; to provide a penalty for the violation thereof, and declaring an emergency."

The bill was read third time, and passed.

PRIVILEGED MOTION.

Senator Stafford called up

House Concurrent Resolution No. 20, Endorsing Hon. Jos. D. Sayers for the position of a commissioner on the Isthmian Canal Commission, and commending his appointment to the President of the United States for that position.

Senator Stafford moved that the resolution be adopted.

The motion prevailed.

(Lieutenant Governor Neal in the chair.)

SENATE BILL NO. 196.

On motion of Senator Harbison, the special order of business (Senate bill No. 47) was suspended, and the Senate took up, out of its order, Senate bill No. 196.

The Chair laid before the Senate, on its second reading,

Senate bill No. 196, A bill to be entitled "An Act to better define the qualifications of voters; to prescribe the duties of officers of election, and to make it a penal offense to use or attempt to use for the purpose of enabling one to vote a poll tax receipt issued for another, and to fix a penalty therefor,"

With the following amendment:

"Amend by striking out all after the word 'himself,' on page 1, line 18, to and including the word 'vote,' in line 27,"

Also with the following substitute amendment offered by Senator Patteson:

"Amend by striking out all after the word 'himself,' line 18, page 1, and down to and including the word 'vote' in line 27, and in lieu thereof insert the following words: 'Or by some one for him in pursuance of instructions given by the proposed voter, before such payment was made with funds furnished by such voter, or the money expended at his request and in his behalf, and must have been repaid by the proposed voter before the first day of February next preceding the election at which he offers to vote.'"

Question being on the substitute, the same was lost by the following vote

Yeas—11.

Beaty.	Harbison.
Brachfield.	Hill.
Decker.	Sebastian.
Douglass.	Stafford.
Faubion.	Willacy.
Grinnan.	

Nays—14.

Cain.	Martin.
Davidson of	McKamy.
DeWitt.	Mills.
Faulk.	Morris.
Faust.	Paulus.
Henderson.	Perkins.
Hicks.	Savage.
Lipscomb.	

Present—Not voting.

Hanger.

Absent.

Davidson of	Harper.
Galveston.	Wilson.
Hale.	

Absent—Excused.

Patteson.

Question being on the amendment, same was adopted by the following vote:

Yeas—13.

Beaty.	Hicks.
Cain.	McKamy.
Davidson of	Mills.
DeWitt.	Morris.
Faulk.	Paulus.
Faust.	Perkins.
Henderson.	Savage.

Nays—12.

Brachfield.	Hill.
Decker.	Lipscomb.
Douglass.	Martin.
Faubion.	Sebastian.
Grinnan.	Stafford.
Harbison.	Willacy.

Present—Not voting.

Hanger.

Absent.

Davidson of	Harper.
Galveston.	Wilson.
Hale.	

Absent—Excused.

Patteson.

Senator Brachfield offered the following amendment:

"Amend by adding after the word 'oath,' in line 30, page 1, 'any officer of election shall be authorized to administer this oath, which shall be without charge.'"

Senator Faulk offered the following substitute to the amendment:

"Amend by adding after the word 'election,' page 1, line 32, the following: 'The manager of such election shall have authority to administer oaths for the purpose of taking said affidavit, for which they shall not be allowed any pay, and shall immediately after the election file the same with the district court to be handed by him to the foreman of the next succeeding grand jury. The judge thereof shall give this act specially in charge to said grand jury.'"

HOUSE CONCURRENT RESOLUTION NO. 11.

On motion of Senator Faust, pending business (Senate bill No. 196) was suspended, and the Senate took up House Concurrent Resolution No. 11.

The Chair laid before the Senate

House Concurrent Resolution No. 11, Granting leave of absence to Hon. L. W. Moore, judge of the Twenty-second Judicial District.

The resolution was read and adopted.

BILLS RECOMMITTED.

On motion of Senator McKamy, Senate bill No. 213 was recommitted to Committee on Finance.

On motion of Senator Paulus, Senate bill No. 163 was recommitted to Judiciary Committee No. 2.

SENATE BILL NO. 257.

On motion of Senator Hanger, the special order of business (Senate bill No. 196) was suspended, and the Senate took up, out of its order, Senate bill No. 257.

The Chair laid before the Senate, on its third reading,

Senate bill No. 257, A bill to be entitled "An Act to amend Article 956 of the Revised Statutes, authorizing the appointment of deputies by the clerk of the Supreme Court, and providing for their compensation."

Senator Hanger offered the following amendment:

"Section 2. The near approach of the close of the session and the crowded condition of the calendar creates an emergency and an imperative public necessity that the rule requiring bills to be read on three several days be suspended, and that this act take effect from and after its passage, and it is so enacted."

The amendment was read, and adopted by the following vote:

Yeas—24.

Beaty.	Henderson.
Brachfield.	Hicks.
Cain.	Hill.
Davidson of	Lipscomb.
DeWitt.	McKamy.
Decker.	Mills.
Douglass.	Morris.
Faubion.	Paulus.
Faulk.	Perkins.
Faust.	Savage.
Grinnan.	Sebastian.
Hanger.	Wilson.
Harbison.	

Nays—1.

Martin.

Absent.

Davidson of Harper.
Galveston. Stafford.
Hale. Willacy.

Absent—Excused.

Patteson.

The bill as amended was passed by the following vote:

Yeas—22.

Beaty. Henderson.
Brachfield. Hicks.
Cain. Hill.
Davidson of Lipscomb.
DeWitt. McKamy.
Decker. Mills.
Douglass. Morris.
Faubion. Paulus.
Faulk. Savage.
Faust. Sebastian.
Hanger. Willacy.
Harbison.

Nays—1.

Grinnan.

Absent.

Davidson of Martin.
Galveston. Perkins.
Hale. Stafford.
Harper. Wilson.

Absent—Excused.

Patteson.

Senator Hanger moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

HOUSE BILL NO 222 SIGNED.

The Chair (Lieut. Gov. Neal) gave notice of signing, and did sign, in the presence of the Senate, after its caption had been read:

House bill No. 222, "An Act to provide for the holding of two additional terms of the district court in Smith county, and to prescribe the time for holding the same; and also to amend Section 7, Article 22, Title IV, of the Revised Civil Statutes of the State of Texas, changing the time of holding district court in Smith, Van Zandt, Wood, and Upshur counties, and to repeal all laws and parts of laws in conflict herewith."

SENATE BILL NO. 76.

Senator Hill moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

BILLS RETAINED.

Senator Henderson moved that Senate Committee on Enrolled Bills be requested

to return to the Secretary of the Senate Senate bill No. 61, pending motion of House of Representatives that it be returned to House for correction.

RECESS.

On motion of Senator Davidson of DeWitt the Senate, at 1:05, took a recess until 3 o'clock this afternoon.

AFTER RECESS.

The Senate reconvened at 3 o'clock, Lieut. Gov. Neal in the chair.

Action being on the substitute amendment offered by Senator Faulk on Senate bill No. 196.

Senator Harbison moved to table the substitute and amendment.

The motion prevailed by the following vote:

Yeas—13.

Cain. McKamy.
Decker. Morris.
Faubion. Patteson.
Grinnan. Paulus.
Harbison. Sebastian.
Harper. Stafford.
Martin.

Nays—11.

Beaty. Hicks.
Davidson of Hill.
DeWitt. Lipscomb.
Douglass. Mills.
Faulk. Perkins.
Henderson. Savage.

Present—Not voting.

Hanger.

Absent.

Brachfield. Willacy.
Davidson of Wilson.
Galveston. Hale.
Faust.

Senator Hicks offered the following amendment:

"Amend by striking out the word 'himself' in line 18, page 1, and insert the words 'in person.'"

The amendment was read, and adopted by the following vote:

Yeas—16.

Beaty. Hicks.
Cain. McKamy.
Davidson of Mills.
DeWitt. Morris.
Faubion. Paulus.
Faulk. Perkins.
Grinnan. Savage.
Harbison. Wilson.
Henderson.

Nays—10.

Brachfield.	Lipscomb.
Douglass.	Martin.
Hanger.	Patteson.
Harper.	Sebastian.
Hill.	Stafford.

Absent.

Davidson of	Faust.
Galveston.	Hale.
Decker.	Willacy.

Senator Harbison offered the following amendment:

"Amend by adding in line 18, page 1, after the words 'in person,' as amended, the following: 'Provided, voters not living in cities and towns having a population of ten thousand or over may mail a letter containing the money to pay his taxes, including poll taxes, to the collector, in which event the tax collector shall mark the receipt paid and hold same until the voter calls for it, and the collector shall deliver such receipt to him in person.'"

Senator Grinnan offered the following substitute to the amendment:

"Amend the amendment by striking out the last three lines in the amendment, and add the following: 'And the tax collector shall not deliver the receipt to any person other than the person in whose favor the receipt is issued, which delivery shall be made in person or by letter.'"

The amendment to the amendment was adopted.

Senator Davidson of DeWitt moved the previous question to the amendment as amended.

The motion being duly seconded, it was so ordered.

The amendment as amended was adopted by the following vote:

Yeas—14.

Decker.	Hicks.
Douglass.	Lipscomb.
Faubion.	McKamy.
Grinnan.	Morris.
Hanger.	Patteson.
Harbison.	Sebastian.
Harper.	Willacy.

Nays—12.

Brachfield.	Martin.
Cain.	Mills.
Davidson of	Paulus.
DeWitt.	Perkins.
Faulk.	Savage.
Henderson.	Wilson.
Hill.	

Absent.

Beaty.	Faust.
Davidson of	Hale.
Galveston.	Stafford.

Senator Harper offered the following amendment:

"Amend line 27, page 2, by adding after the words 'five years': 'And if any person shall pay the poll tax of another, he shall be punished by imprisonment in the penitentiary for any length of time not less than two years nor more than five years.'"

Senator Martin offered the following amendment to the amendment:

"Amend the amendment by adding after the word 'another,' 'or furnish the money to pay same.'"

The amendment to the amendment was adopted.

The amendment as amended was adopted.

Senator Hill offered the following amendment:

"Amend by adding to Section 4, page 2, the following: 'Provided, this act shall not be applicable to any election held prior to February 1, 1904.'"

The amendment was read, and adopted.

Senator Davidson of DeWitt moved the previous question on the bill, the same being duly seconded, it was so ordered.

The bill was read second time, and ordered engrossed by the following vote:

Yeas—18.

Cain.	Lipscomb.
Davidson of	McKamy.
DeWitt.	Mills.
Faubion.	Morris.
Faulk.	Paulus.
Grinnan.	Savage.
Harbison.	Sebastian.
Harper.	Willacy.
Henderson.	Wilson.
Hicks.	

Nays—8.

Brachfield.	Hill.
Decker.	Martin.
Douglass.	Patteson.
Hanger.	Perkins.

Absent.

Beaty.	Faust.
Davidson of	Hale.
Galveston.	Stafford.

On motion of Senator Harbison, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—24.

Cain.	Faubion.
Davidson of	Faulk.
DeWitt.	Grinnan.
Decker.	Harbison.
Douglass.	Harper.

Henderson.	Paulus.
Hicks.	Perkins.
Hill.	Savage.
Lipscomb.	Sebastian.
McKamy.	Stafford.
Mills.	Willacy.
Morris.	Wilson.
Patteson.	

Nays—3.

Brachfield.	Martin.
Hanger.	

Absent.

Beaty.	Faust.
Davidson of	Hale.
Galveston.	

The bill was read third time, and passed by the following vote:

Yeas—18.

Cain.	McKamy.
Davidson of	Mills.
DeWitt.	Morris.
Faubion.	Paulus.
Faulk.	Perkins.
Grinnan.	Savage.
Harbison.	Sebastian.
Harper.	Willacy.
Henderson.	Wilson.
Hicks.	

Nays—9.

Brachfield.	Lipscomb.
Decker.	Martin.
Douglass.	Patteson.
Hanger.	Stafford.
Hill.	

Absent.

Beaty.	Faust.
Davidson of	Hale.
Galveston.	

Senator Harbison moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

(Senator Sebastian in the chair.)

PRIVILEGED REPORT.

Committee Room,
Austin, Texas, March 12, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Finance, to whom was referred

Senate bill No. 293, A bill to be entitled "An Act making appropriations for deficiencies in the appropriations heretofore made for the support of the State government from March 1, 1900, to August 31, 1903, being for claims registered in the Comptroller's office, in accordance with law, and for outstanding claims not registered, and for other deficiencies, and to make additional appropriations

for the support of the State government for the year ending August 31, 1903,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do* pass, and that the bill be not printed.

WILSON,
MORRIS,
DECKER,
HENDERSON,
MILLS,
WILLACY,
PAULUS,
HARBISON,
MARTIN.

THIRD HOUSE MESSAGE.

Hall of the House of Representatives,
Austin, Texas, March 12, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: I am directed by the House to inform the Senate that the House has passed the following:

Senate Concurrent Resolution No. 10, Authorizing and instructing the Land Commissioner to withhold school and asylum lands from sale until pending legislation regulating the manner of filing applications to purchase is consummated.

Respectfully,

MARK LOGAN,
Acting Chief Clerk House of Representatives.

SENATE BILL NO. 293.

On motion of Senator Wilson, the special order of business (Senate bill No. 47) was suspended, and the Senate took up, out of its order, Senate bill No. 293.

Senator Wilson moved that the Senate rule requiring committee reports to lie over for one day, be suspended.

The motion prevailed.

Senator Wilson moved that the constitutional rule requiring bills to lie over for one day be suspended, and this bill be placed on its second reading.

The motion prevailed by the following vote:

Yeas—22.

Brachfield.	Martin.
Cain.	McKamy.
Davidson of	Mills.
DeWitt.	Morris.
Decker.	Patteson.
Douglass.	Paulus.
Faulk.	Perkins.
Grinnan.	Savage.
Hanger.	Sebastian.
Harper.	Willacy.
Henderson.	Wilson.
Hill.	

Absent.

Beaty.	Hale.
Davidson of	Harbison.
Galveston.	Hicks.
Faubion.	Lipscomb.
Faust.	Stafford.

The Chair laid before the Senate, on its second reading,

Senate bill No. 293, A bill to be entitled "An Act making appropriations for deficiencies in the appropriations heretofore made for the support of the State government from March 1, 1900, to August 31, 1903, being for claims registered in the Comptroller's office, in accordance with law, and for outstanding claims not registered, and for other deficiencies, and to make additional appropriations for the support of the State government for the year ending August 31, 1903."

Bill was read second time, and ordered engrossed.

On motion of Senator Wilson, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—23.

Beaty.	Henderson.
Brachfield.	Hill.
Cain.	Martin.
Davidson of	McKamy.
DeWitt.	Morris.
Decker.	Patteson.
Douglass.	Paulus.
Faulk.	Perkins.
Faust.	Savage.
Grinnan.	Sebastian.
Hanger.	Willacy.
Harper.	Wilson.

Absent.

Davidson of	Hicks.
Galveston.	Lipscomb.
Faubion.	Mills.
Hale.	Stafford.
Harbison.	

The bill was read third time, and passed by the following vote:

Yeas—15.

Beaty.	Martin.
Brachfield.	McKamy.
Decker.	Paulus.
Faulk.	Perkins.
Faust.	Sebastian.
Hanger.	Willacy.
Henderson.	Wilson.
Hill.	

Nays—7.

Cain.	Grinnan.
Davidson of	Harper.
DeWitt.	Patteson.
Douglass.	Savage.

Absent.

Davidson of	Hicks.
Galveston.	Lipscomb.
Faubion.	Mills.
Hale.	Morris.
Harbison.	Stafford.

Senator Wilson moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 241.

On motion of Senator Perkins, the special order of business (Senate bill No. 47) was suspended, and the Senate took up, out of its order, Senate bill No. 241.

The Chair laid before the Senate, on its second reading,

Senate bill No. 241, A bill to be entitled "An Act requiring railroad companies to construct sidings and spur tracks, and giving the Railroad Commission power to require construction of same."

Senator Perkins offered the following amendment:

"Amend the bill by adding Section 3:

"Section 3. There being no adequate law now in force providing that railroads in Texas shall build sidings and spur tracks sufficient to handle the business tendered such railroads when ordered to do so by the Railroad Commission, the crowded condition of the calendar, and the near approach of the close of the session, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several day be suspended, and that this law take effect and be in force from and after its passage, and it is so enacted.

The amendment was read, and adopted.

Bill was read second time, and ordered engrossed.

On motion of Senator Perkins, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—21.

Beaty.	Henderson.
Cain.	Hill.
Davidson of	Martin.
DeWitt.	McKamy.
Decker.	Patteson.
Douglass.	Paulus.
Faulk.	Perkins.
Faust.	Savage.
Grinnan.	Sebastian.
Hanger.	Willacy.
Harper.	Wilson.

Absent.

Brachfield.	Hicks.
Davidson of	Lipscomb.
Galveston.	Mills.
Faubion.	Morris.
Hale.	Stafford.
Harbison.	

The bill was read third time, and passed by the following vote:

Yeas—25.

Beaty.	Henderson.
Cain.	Hill.
Davidson of	Lipscomb.
DeWitt.	Martin.
Decker.	McKamy.
Douglas.	Mills.
Faubion.	Patteson.
Faulk.	Paulus.
Faust.	Perkins.
Grinnan.	Savage.
Hanger.	Sebastian.
Harbison.	Willacy.
Harper.	Wilson.

Absent.

Brachfield.	Hicks.
Davidson of	Morris.
Galveston.	Stafford.
Hale.	

Senator Perkins moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

COMMITTEE REPORTS.

(By unanimous consent.)

Committee Room,
Austin, Texas, March 12, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Judiciary Committee No. 2, to whom was referred

House bill No. 63, A bill to be entitled "An Act to prohibit the sale or gift of spirituous, vinous or malt liquors, or medicated bitters capable of producing intoxication, to habitual drunkards; and providing a penalty therefor,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

PAULUS, Chairman.

Committee Room,
Austin, Texas, March 12, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Judiciary Committee No. 2, to whom was referred

House bill No. 85, A bill to be entitled "An Act to amend Article 967, Chapter

3, Title XVIII, of the Penal Code of the State of Texas, of 1895; and to amend Article 969 of said Penal Code, as amended by Chapter 47, Regular Session of the Twenty-sixth Legislature, relating to the penalty for seduction, and relating to marriage in case of seduction,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

PAULUS, Chairman.

Committee Room,
Austin, Texas, March 12, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Judiciary Committee No. 2, to whom was referred

Senate bill No. 280, A bill to be entitled "An Act to amend Articles 839a and 845a, of Chapter 6, Title XVII, of the Penal Code of the State of Texas, relating to the crime of burglary,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

PAULUS, Chairman.

Senator Henderson moved that Senate bill No. 61 be returned to the Enrolling Clerk, from whom it was taken for correction this morning.

The motion prevailed.

HOUSE BILLS READ AND REFERRED.

The Chair had referred the following bill:

House bill No. 195, A bill to be entitled "An Act separating the Bureau of Agriculture, Insurance, Statistics and History; establishing the Department of Agriculture of the State of Texas; defining its duties, and providing for its proper administration."

ADDITION TO COMMITTEE APPOINTED.

The Chair announced the appointment of Senator Perkins as an addition to the committee to visit Harlen farm.

BILLS SIGNED BY THE CHAIR.

The Chair (Lieutenant Governor Neal) gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read:

Senate bill No. 24, "An Act to amend Article 1316, Chapter 12, Title XXIX, of the Revised Civil Statutes of Texas, relating to charges and instructions to juries."

Senate bill No. 4, "An Act to create,

establish and maintain a branch asylum or home for the care, treatment and support of white idiots and imbeciles of this State, and to make an appropriation therefor."

ADJOURNMENT.

Senator Davidson of DeWitt moved that the Senate adjourn until 10 o'clock a. m. tomorrow.

Senator Wilson moved that the Senate adjourn until 11 o'clock a. m. tomorrow.

Action being on the longest time first, the motion to adjourn until 11 o'clock a. m. tomorrow was lost.

Action being on the motion to adjourn until 10 o'clock a. m. tomorrow, the same prevailed, and the Senate, at 4:50 o'clock p. m., adjourned until 10 o'clock a. m. tomorrow.

THIRTY-SEVENTH DAY.

Senate Chamber,
Austin, Tex., Friday, March 13, 1903.

Senate met pursuant to adjournment.

Lieutenant Governor Geo. D. Neal in the chair.

Roll call. Quorum present, the following Senators answering to their names:

Beaty.	Hicks.
Brachfield.	Hill.
Cain.	Lipscomb.
Davidson of	Martin.
DeWitt.	McKamy.
Davidson of	Mills.
Galveston.	Morris.
Decker.	Patteson.
Faubion.	Paulus.
Faulk.	Perkins.
Grinnan.	Savage.
Hanger.	Sebastian.
Harbison.	Stafford.
Harper.	Willacy.
Henderson.	Wilson.

Absent.

Douglass.	Hale.
Faust.	

ROLL CALL OF OFFICERS AND EMPLOYEES.

Present.

Clyde D. Smith.
W. E. DeLamar.
R. M. Gilmore.
Amos Wynne.
W. M. Cobb.
Eldred McKinnon.
Mrs. Laura V. Grinnan.
F. P. Smith.
Miss Lucy Lane.
C. H. Allen.
D. F. Hughes.

Frank Mullins.
C. J. Kirk.
Rev. I. S. Davenport.
Miss May Fant Odom.
J. C. Son.
Miss Georgie Sturgess.
Mrs. Hattie Yarbrough.
Mrs. Hope H. Hawkins.
Miss Emily Holcomb.
Mrs. J. R. Van Orden.
Miss Bessie Goldstein.
W. T. Pace.
W. A. Shaw, Jr.
Lucien Goss.
Miss L. Stanley.
Herbert Davenport.
Charlie Lane.
Willie Gibson.
Henry Paulus.
Evetts Thornhill.
Walter Savage.
James Sebastian.
Willie Gray.
Jamie Snipes.
Ed Underhill.
Will Bartley.
Reed Pearson.
Dan Edwards.
Josh Pyles.
Ellis Monroe.
Albert Hill.
Mark Marsh.
Jos. Hill.

Prayer by the Rev. Dr. Philips, of Ennis.

Pending the reading of the Journal of yesterday,

On motion of Senator Mills, the same was dispensed with.

EXCUSED.

On motion of Senator Henderson, Senator Faubion was excused for non-attendance upon the Senate on Wednesday on account of urgent business.

On motion of Senator Mills, Senator Douglass was excused from attendance upon the Senate for today on account of sickness.

COMMITTEE REPORTS.

The following committee reports were offered:

STOCK AND STOCK RAISING.

MAJORITY REPORT.

Committee Room,
Austin, Texas, March 13, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Stock and Stock Raising, to whom was referred

House bill No. 20, A bill to be entitled "An Act to amend Chapter 7, Title CII,